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UNITED STATES DISTRICT COURT DISTRICT OF NEW JERSEY

POLISH STEAMSHIP COMPANY, and POLSTEAM SHIPPING COMPANY,

Plaintiffs,

-against-

NOVEL COMMODITIES S.A.,

Defendant.

13 Civ. 3143 (SDW)(MCA) ECF CASE

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

Whereas this action was commenced on May 16, 2013; and

Whereas the Defendant, Novel Commodities S.A., has not filed or served either an answer or a motion for summary judgment;

Notice is hereby given that the Plaintiffs, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, hereby dismiss this action *without prejudice*.

Dated: New York, New York December 19, 2013

EATON & VAN WINKLE LLP

By: s/ Edward W. Floyd
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